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17	UNITED STAT	ES DISTRICT COURT
18	SOUTHERN DIST	TRICT OF CALIFORNIA
19	IN RE: INCRETIN-BASED THERAPIES PRODUCTS	Master File No.: 3:13-md-02452-AJB-MDD
20	LIABILITY LITIGATION	MDL – 2452
21	Relates to: ALL CASES	PLAINTIFFS' MOTION TO FILE
22	Relates to: The Crises	CERTAIN DOCUMENTS IN SUPPORT
23		OF THEIR MEMORANDUM IN
24		OPPOSITION TO NOVO'S CLAIM OF ABSOLUTE PROTECTION FOR
		LEADER CLINICAL TRIAL DATA AND
25		NOVO'S REQUEST FOR CLAWBACK
26		UNDER SEAL BY PARTY THAT PARTIALLY OPPOSES SEALING
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28		1 Case No. 13-md-02452-AJB-MDD
20	NOVO'S CLAIM OF ABSOLUTE PROTECTION FOR	NTS IN SUPPORT OF THEIR MEMORANDUM IN OPPOSITION TO LEADER CLINICAL TRIAL DATA AND NOVO'S REQUEST FOR ARTY THAT PARTIALLY OPPOSES SEALING

Pursuant to CivLR 79.2(b), ECF Administrative Policies and Procedures 2(j), and the Honorable Anthony J. Battaglia's Civil Case Procedures Section IV, Plaintiffs respectfully request an Order to file their Memorandum in Opposition to Novo's Claim of Absolute Protection for LEADER Clinical Trial Data and Novo's Request for Clawback and certain supporting exhibits under seal. Pursuant to section 11(a) of the Amended Protective Order (Dkt. No. 564), Plaintiffs file this Motion to briefly state their position regarding confidentiality.

Apart from the LEADER clinical trial data and references thereto, which Plaintiffs agree should remain sealed until conclusion of the LEADER clinical trial on November 30, 2015, Plaintiffs do not agree that any part of their memorandum and exhibits should be filed under seal. As to matters other than the LEADER data, Plaintiffs believe Defendants cannot meet the "good cause" standard for a motion to seal as required under the Protective Order. However, in light of the Court's prior rulings on confidentiality matters, Plaintiffs seek leave to file the following documents under seal: Plaintiffs' Memorandum in Opposition to Novo's Claim of Absolute Protection for LEADER Clinical Trial Data and Novo's Request for Clawback; the rebuttal expert report of Dr. David Madigan; correspondence dated July 24, 2015 from Novo's counsel to Plaintiffs' counsel; and excerpts from the deposition of Dr. John Buse.

For the reasons set forth above, Plaintiffs request an Order allowing the filing of the above documents under seal.

DATED: August 17, 2015

PLAINTIFFS' COUNSEL

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	3 Case No. 13-md-02452-AJB-MD
28	DI AINTHEEC MOTION TO EILE CEDTAIN DOCUMENTS IN CUBDODT OF THEID MEMORANDUM IN ORDOCITION TO

CERTIFICATE OF SERVICE

1	CERTIFICATE OF SERVICE
2	I hereby certify that on August 17, 2015, I caused the above document to be filed
3	via the CM/ECF system for the Southern District of California, and the CM/ECF system
4	served the same upon all registered users at their registered email addresses.
5	
6	s/Michael K. Johnson
7	Michael K. Johnson Attorney for Plaintiffs
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